

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND
COMMERCIAL WORKERS UNION'S AND
EMPLOYERS' HEALTH AND WELFARE TRUST
FUND, on behalf of itself and all others similarly
situated,

Plaintiff,

v.

PURDUE PHARMA L.P., *et al.*,
Defendants.

Civil Action No. 07-cv-6916-JGK-MHD

AMERICAN FED'N OF STATE, COUNTY &
MUNICIPAL EMPLOYEES, DISTRICT
COUNCIL 47 HEALTH AND WELFARE FUND,
et al.,

Plaintiffs,

v.

PURDUE PHARMA L.P., and THE PURDUE
FREDERICK COMPANY, INC.
Defendants.

Civil Action No. 07-cv-8761-JGK-MHD

**MOTION TO ADMIT COUNSEL
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the
Southern and Eastern Districts of New York, I, Gretchen N. Werwaiss a member in good
standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice
of

Applicant's Name: Dan H. Willoughby, Jr.
Firm Name: King & Spalding
Address: 1180 Peachtree Street, N.W.
City/State/Zip: Atlanta, GA 30309
Phone Number: 404-572-3391
Fax Number: 404-572-5137

Dan H. Willoughby, Jr. is a member in good standing of the Bar of the State of Georgia. There
are no pending disciplinary proceeding against Dan H. Willoughby, Jr. in any State or Federal
court.

AUG 08 2008

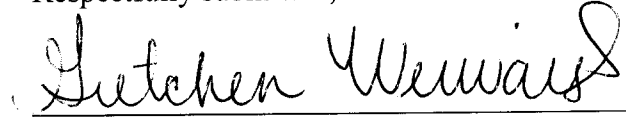
90925-6547476

FILED
U.S. DISTRICT COURT
S.D. OF N.Y.
2008 AUG -8 PM 3:30

Dated: August 7, 2008

New York, New York

Respectfully submitted,

A handwritten signature in cursive script, reading "Gretchen Werwaiss", written in black ink.

Gretchen N. Werwaiss (GW 6280)

(gwerwaiss@chadbourne.com)

CHADBOURNE & PARKE LLP

30 Rockefeller Plaza

New York, NY 10112

Telephone: (212) 408-5100

Facsimile: (212) 541-5369

Attorneys for Defendants Purdue Pharma

L.P., Purdue Pharma Inc., The Purdue

Frederick Company Inc. d/b/a The

Purdue Frederick Company, The P.F.

Laboratories, Inc., Michael Friedman,

Howard R. Udell, and Paul D.

Goldenheim

**UNITED STATES DISTRICT
SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND	::	
COMMERCIAL WORKERS UNION'S AND	::	
EMPLOYERS' HEALTH AND WELFARE TRUST	::	Civil Action No. 07-cv-6916-JGK-MHD
FUND, on behalf of itself and all others similarly	::	
situated,	::	
Plaintiff,	::	
v.	::	
PURDUE PHARMA L.P., <i>et al.</i> ,	::	
Defendants.	::	
<hr/>		
AMERICAN FED'N OF STATE, COUNTY &	::	
MUNICIPAL EMPLOYEES, DISTRICT	::	Civil Action No. 07-cv-8761-JGK-MHD
COUNCIL 47 HEALTH AND WELFARE FUND,	::	
et al.,	::	
Plaintiffs,	::	
v.	::	
PURDUE PHARMA L.P., and THE PURDUE	::	
FREDERICK COMPANY, INC.	::	AFFIDAVIT OF GRETCHEN N.
Defendants.	::	WERWAISS IN SUPPORT OF
	::	MOTION TO ADMIT COUNSEL
	::	PRO HAC VICE
	::	

State of New York)	
)	ss:
County of New York)	

Gretchen N. Werwaiss, being duly sworn, hereby deposes and says as follows:

- I am Counsel to the law firm of Chadbourne & Parke LLP, attorneys for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in the above-captioned actions. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendants' motion to admit Dan H. Willoughby, Jr. as counsel pro hac vice to represent Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F.

Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in these matters.

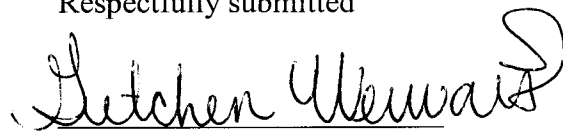
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1996. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Dan H. Willoughby, Jr. for more than one year.
4. Mr. Dan H. Willoughby, Jr. is a partner at King & Spalding in Atlanta, Georgia.
5. A certificate of good standing for Dan H. Willoughby, Jr. is attached here to as **Exhibit A**.
5. I have found Mr. Dan H. Willoughby, Jr. to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move for the admission of Dan H. Willoughby, Jr. pro hac vice.
7. I respectfully submit a proposed order granting the admission of Dan H. Willoughby, Jr. pro hac vice, which is attached hereto as **Exhibit B**.

WHEREFORE it is respectfully requested that the motion to admit Dan H. Willoughby, Jr. pro hac vice, to represent Plaintiff in the above-captioned actions, be granted.

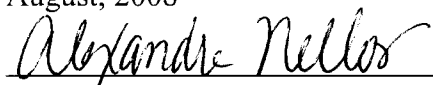
Dated: August 7, 2008

New York, New York

Respectfully submitted


Gretchen N. Werwaiss (GW 6280)

Sworn to me this 7th day of
August, 2008


Notary Public

ALEXANDRA NELLOS
Notary Public, State of New York
No. 02NE0128418
Qualified in New York County
Commission Expires May 9, 2011

EXHIBIT A



STATE BAR OF GEORGIA

Lawyers Serving the Public and the Justice System

Mr. Dan H. Willoughby Jr.
King & Spalding LLP
1180 Peachtree Street, N.E.
Atlanta, GA 30309-3521

CURRENT STATUS: Active Member-Good Standing
DATE OF ADMISSION: 06/12/1986
BAR NUMBER: 767230
TODAY'S DATE: August 6, 2008

Listed below are the public disciplinary actions, if any, which have been taken against this member:

State Disciplinary Board Docket #	Supreme Court Docket #	Disposition
N/A	N/A	N/A

The prerequisites for practicing law in the State of Georgia are as follows:

- Must be certified by the Office of Bar Admissions, either by Exam, or on Motion (Reciprocity).
- Sworn in to the Superior Court in Georgia, which is the highest court needed for individuals to practice law in the State of Georgia.
- Enrolled with the State Bar of Georgia, which is an arm of the Supreme Court of Georgia.

Attorneys licensed in Georgia and whose membership is current are eligible to practice law in Superior Court. Attorneys may, upon application, apply for admission to the Supreme, District and State Court of Appeals.

Under the privacy/confidentiality provision of the Bar Rule 4-221(d), any complaint against a member resolved prior to the filing and docketing of a disciplinary case in the Supreme Court is not a matter of public record, and may not be revealed without a waiver from the member. It is the policy of the State Bar of Georgia to answer any inquiry about a member by disclosing only those complaints that have been docketed in the Supreme Court. With respect to matters that are currently pending as active, undocketed cases, when an inquiry is received, the State Bar of Georgia shall not disclose the existence of those complaints. Such non-disclosure should not be construed to confirm the existence of confidential complaints since the vast majority of members in good standing are not the subjects of such confidential complaints.

This member is currently in "good standing" as termed and defined by **State Bar Rule 1-204**. The member is current in license fees and is not suspended or disbarred as of the date of this letter.



STATE BAR OF GEORGIA

Brandy Preston

Official Representative of the State Bar of Georgia

HEADQUARTERS

104 Marietta Street, Suite 100
Atlanta, Georgia 30303
(404) 527-8700 ■ (800) 334-6865
FAX (404) 527-8717
www.gabar.org

SOUTH GEORGIA

244 E. Second Street (Zip 31794)
P.O. Box 1390
Tifton, Georgia 31793-1390
(229) 387-0446 ■ (800) 330-0446
FAX (229) 382-7435

EXHIBIT B

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND
COMMERCIAL WORKERS UNION'S AND
EMPLOYERS' HEALTH AND WELFARE TRUST
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Defendants.

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FREDERICK COMPANY, INC.
Defendants.

::
:: **Civil Action No. 07-cv-8761-JGK-MHD**
::

:: **ORDER FOR ADMISSION**
:: **PRO HAC VICE**
:: **ON WRITTEN MOTION**
::
::

Upon the motion of Gretchen N. Werwaiss, attorney for Defendants Purdue Pharma L.P.,
Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick
Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D.
Goldenheim, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Applicant's Name: Dan H. Willoughby, Jr.
Firm Name: King & Spalding
Address: 1180 Peachtree Street, N.W.
City/State/Zip: Atlanta, GA 30309
Phone Number: 404-572-3391
Fax Number: 404-572-5137
E-mail: dwilloughby@kslaw.com

is admitted to practice pro hac vice as counsel for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in the above-captioned actions in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

City, State:

United States District/Magistrate Judge

FOR OFFICE USE ONLY: FEE PAID \$

SDNY RECEIPT#

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND	::	
COMMERCIAL WORKERS UNION'S AND	::	
EMPLOYERS' HEALTH AND WELFARE TRUST	::	Civil Action No. 07-cv-6916-JGK-MHD
FUND, on behalf of itself and all others similarly	::	
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Defendants.	::	
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AMERICAN FED'N OF STATE, COUNTY &	::	
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et al.,	::	
Plaintiffs,	::	
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PURDUE PHARMA L.P., and THE PURDUE	::	
FREDERICK COMPANY, INC.	::	
Defendants.	::	
	::	ORDER FOR ADMISSION
	::	PRO HAC VICE
	::	ON WRITTEN MOTION
	::	
	::	

Upon the motion of Gretchen N. Werwaiss, attorney for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Applicant's Name:	Dan H. Willoughby, Jr.
Firm Name:	King & Spalding
Address:	1180 Peachtree Street, N.W.
City/State/Zip:	Atlanta, GA 30309
Phone Number:	404-572-3391
Fax Number:	404-572-5137
E-mail:	dwilloughby@kslaw.com

is admitted to practice pro hac vice as counsel for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in the above-captioned actions in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

City, State:

United States District/Magistrate Judge

FOR OFFICE USE ONLY: FEE PAID \$

SDNY RECEIPT#

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND COMMERCIAL
WORKERS UNION'S AND EMPLOYERS' HEALTH
AND WELFARE TRUST FUND, on behalf of itself and
all others similarly situated,

Plaintiff,

-v-

PURDUE PHARMA L.P., PURDUE PHARMA, INC.,
THE PURDUE FREDERICK COMPANY, INC. d/b/a
THE PURDUE FREDERICK COMPANY, P.F.
LABORATORIES, INC., ABBOTT LABORATORIES,
ABBOTT LABORATORIES, INC., MICHAEL
FRIEDMAN, HOWARD R. UDELL, PAUL D.
GOLDENHEIM, JOHN DOE Nos. 1 through 20, and
JANE DOE Nos. 1 through 20,

Defendants.

Civil Action No. 07-cv-6916-JGK-MHD

AMERICAN FEDERATION OF STATE, COUNTY
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COUNCIL 47 HEALTH AND WELFARE FUND, et al.,

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PURDUE PHARMA L.P. and THE PURDUE
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Defendants.

Civil Action No. 07-cv-8761-JGK-MHD


CERTIFICATE OF SERVICE

I, Alexandra K. Nellos, hereby certify that on August 8, 2008, I electronically
served the following documents on William D. Marvin, Christopher Seeger, and Jonathan

Shub, counsel for Plaintiffs, and on Michael Colbert Hartmere, M. King Hill, III, and Mark D. Maneche, counsel for Abbott Laboratories and Abbott Laboratories, Inc by electronic transmission to the following e-mail addresses, wmarvin@cprlaw.com, cseeger@seegerweiss.com, jshub@seegerweiss.com; MCHartmere@Venable.com; mdmanech@venable.com; and mkhill@venable.com:

- Motion to Admit Counsel (Dan H. Willoughby, Jr.) Pro Hac Vice and related papers

Dated: August 8, 2008


Alexandra K. Nellos